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SENATE BILL 518

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

William E. Sharer

AN ACT

RELATING TO TAXATION; ENACTING A SECTION OF THE INCOME TAX ACT  
TO PROVIDE A DEDUCTION FOR CERTAIN INCOME OF CERTIFIED  
ELEMENTARY AND SECONDARY SCHOOL TEACHERS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Income Tax Act is enacted  
to read:

"[NEW MATERIAL] DEDUCTION--INCOME OF CERTIFIED TEACHERS. --

A. A person who files an individual New Mexico  
income tax return and who is a certified teacher may claim a  
deduction from net income in an amount equal to the total  
amount of income the person received from a school for teaching  
or providing other instructional services.

B. A husband and wife who file separate returns for  
a taxable year in which they could have filed a joint return

1 may each claim only one-half of the deduction provided in this  
2 section.

3 C. As used in this section:

4 (1) "certified teacher" means a person who is  
5 employed by a school to teach or provide special instructional  
6 services and who has received a certificate from the state  
7 board of education authorizing the person to teach or provide  
8 special instructional services in the public schools of the  
9 state; and

10 (2) "school" means a public school or private  
11 school as those terms are defined in the Public School Code."

12 Section 2. APPLICABILITY.--The provisions of this act  
13 apply to taxable years beginning on or after January 1, 2003.